

ATTORNEY'S DOCKET NO.  
062891.1274

PATENT APPLICATION

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15364 U.S. PTO  
10/822029

040804

APPLICATION FOR U.S. PATENT UNDER 37 C.F.R. § 1.53(b)

**UTILITY PATENT APPLICATION TRANSMITTAL FORM**

Mail Stop Patent Application  
COMMISSIONER FOR PATENTS  
Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing is the utility patent  
application of:

**Inventor(s) or Application Identifier:**

Pierluigi Franco et al.

**Entitled:** SYSTEM AND METHOD OF HIGH-SPEED TRANSMISSION  
AND APPROPRIATE TRANSMISSION APPARATUS

**APPLICATION ELEMENTS:**

1. ☒ This Fee Transmittal Form
2. Applicant is:  
☒ Large Entity  
☐ Small Entity  
☐ Small Entity Statement enclosed  
☐ Small Entity Statement filed in prior  
application.  
Status still proper and desired.
3. ☒ Specification (38 Total Pages)
4. ☒ Drawings (8 Total Sheets)  
☒ Formal  
☐ Informal
5. ☒ Combined Declaration and Power of Attorney  
(3 Total Pages)  
☐ Newly executed (original or copy)  
☒ Copy from a prior application  
(for continuation/divisional only)

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6. The accompanying application is:

☐ Original  
☒ Continuation  
☐ Divisional  
☐ Continuation-In-Part (CIP)  
**Prior Application No.: 09/497,694**  
**Filed: February 3, 2000**  
**Examiner: Christina Y. Leung**  
**Group/Art Unit: 2633**

which is hereby incorporated by reference therein.

(For Continuation or Divisional Applications only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5 above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.)

7. ☒ Priority of foreign Application No. 97113436.6, filed on August 4, 1997 is claimed under 35 U.S.C. § 119.

☐ A certified copy is attached.

☒ A certified copy was filed in prior Application Serial No. 09/497,694, filed February 3, 2000.

8. ☒ The prior application is assigned of record as follows:

From: Pierluigi Franco, Giorgio Grasson, Matjaz Vidmar

To: Pirelli Cavi E Sistemi S.P.A.

Recorded June 5, 2000 at reel 010884, frame 0191;

From: Pirelli Cavi E. sistemi S.P.A.

To: Cisco Photonics Italy S.r.L.

Recorded June 8, 2000 at reel 010887, frame 0776.

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**FEE CALCULATION:**

CLAIMS AS FILED IN THE APPLICATION, LESS ANY CLAIMS CANCELLED  
BY PRELIMINARY AMENDMENT OR ADDED BY PRELIMINARY AMENDMENT

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee
					\$ 770.00
Total Claims:	20	- 20 =	0	X \$18 =	\$0.00
Independent Claims	4	- 3 =	1	X \$84 =	\$84.00
Total of Above					\$ 854.00
Less 50% for Small Entity					\$ 00
TOTAL FILING FEE =					\$ 854.00

**ACCOMPANYING APPLICATION PARTS:**

9. ☐ An Assignment of the invention to \_\_\_\_\_ is attached.  
A separate cover sheet in compliance with 37 C.F.R. § 3.28 and  
§ 3.31 is included with an Assignment recordal fee of  
\$\_\_\_\_ pursuant to 37 C.F.R. § 1.21(h).

10. ☒ Information Disclosure Statement (IDS) PTO-1449  
☐ Copies of IDS Citations.  
☒ Pursuant to 37 C.F.R. § 1.98(d), copies of  
these references are not being furnished.

11. ☐ Preliminary Amendment

12. ☒ Certificate of Mailing

13. ☒ Return Receipt Postcard

14. ☐ Nonpublication Request

15. ☒ Other - Copy of Revocation of Attorney and  
Appointment of New Attorneys filed in prior Application Serial  
No. 09/497,694, filed February 3, 2000.

DAL01:786588.1

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16. [X] A check in the amount of \$854.00 to satisfy filing fee requirements under 37 C.F.R. § 1.16. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicants



Keiko Ichiye  
Reg. No. 45,460

Date: April 8, 2004

Correspondence Address:

Customer Number 05073

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Pierluigi Franco et al.  
Date Filed: April 8, 2004  
Title: SYSTEM AND METHOD OF HIGH-SPEED TRANSMISSION  
AND APPROPRIATE TRANSMISSION APPARATUS

**MAIL STOP PATENT APPLICATION**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

I hereby certify that the attached Continuation Patent Application (38 pages), Application Transmittal Form (4 pages), 8 sheets of Formal Drawings, executed combined Declaration and Power of Attorney (3 pages-copy), Information Disclosure Statement (2 pages), PTO Form 1449 (2 pages – references not furnished), Revocation of Attorney and Appointment of New Attorneys for Non-Provisional Application (2 pages-copy), Baker Botts check no. 120482 in the amount of \$854.00 for the application filing fee, a Baker Botts L.L.P. acknowledgment return postcard, and this Certificate of Mailing by Express Mail are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 8th day of April, 2004 addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Willie Jiles*

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Willie Jiles

Express Mail Receipt  
No. EV 324645539 US  
Attorney Docket No. 062891.1274